Receipt date: 08/23/2007

10507392 <del>-</del> G	API 2892
-------------------------	----------

PATENT ATTORNEY DOCKET: 46884-5318

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Confirmation No.: 1798
) Group Art Unit: 2812
) Examiner: Elias Ullah
)
Iment AF Issue Fee 08/24/2007 MAHHED1 00000086 10507392 01 FC:1806 180.00 OP

Sir:

## **INFORMATION DISCLOSURE STATEMENT (IDS)**

**Under 37 C.F.R. § 1.97(b):** Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached PTO Form 1449. To the undersigned's knowledge, this IDS is being filed before the mailing date of a first Office Action on the merits, before the mailing date of a first Office Action on the merits after filing an RCE under § 1.114, or within three months of the application filing date.

 $\square$  Under 37 C.F.R. § 1.97(c): Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicant brings to the attention of the Examiner the documents listed on the attached PTO Form 1449. This IDS is being filed after the events recited in § 1.97(b) but, to the undersigned's knowledge, before the mailing date of a Final Office Action, a Notice of Allowance, or another action that closes prosecution in the application.

The fee of 180.00 set forth in 1.17(p) is included herein; or

Applicant submits that each item of information contained in this IDS was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS.

**Under 37 C.F.R. § 1.97(d):** Pursuant to 37 C.F.R. §§ 1.56 and 1.97(d), Applicant brings to the attention of the Examiner the documents listed on the attached PTO Form 1449. This IDS is being filed after the events recited in § 1.97(c) but before payment of the issue fee.

Ц

The fee of \$180.00 set forth in § 1.17(p) is included herein; and Applicant submits that each item of information contained in this IDS was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS.

Attorney Docket No. 46884-5318 Application Number: 10/507,392 Page 2

**Under 37 C.F.R. § 1.97(i):** Pursuant to 37 C.F.R. §§ 1.56 and 1.97(i), Applicant brings to the attention of the Examiner the documents listed on the attached PTO Form 1449. This IDS is being filed after the events recited in § 1.97(d). Applicant requests that the IDS be placed in the file.

An Office Action from a related U.S. application dated July 5, 2007 and having documents cited thereon is attached for the Examiner's consideration. Any of these documents not previously cited, and any additional documents are listed on the PTO Form 1449. The related application publication no 2006/0160331 is also listed.

Applicant respectfully requests that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached form. As for any document listed on the accompanying PTO-1449 that is in a language other than English, relevance can be understood from an enclosed English abstract or at least partial translation or from mention in the specification or in a search report for a corresponding application.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that any of the listed documents are material or constitute "prior art." If it should be determined that any of the listed documents do not constitute "prior art" under United States law, Applicant reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should any of the documents be applied against the claims of the present application.

Except for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this Application, including fees due under 37 C.F.R. § 1.16 and 1.17 which may be required and including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0573. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

DRINKER, BIDDLE & REATH LLP , F

Peter J. Sistare Registration No. 48,183

Dated: August 23, 2007

CUSTOMER NO. 055694 DRINKER, BIDDLE & REATH LLP 1500 K Street, N.W., Suite 1100

Washington, D.C. 20005-1209 Tel: 202.842.8800; Fax: 202.842.8465

- Can	TA TRADEMS		Attorney I	Docket No.:			Serial No	.:	
INFORMATION DISCLOSURE CITATION			46884-5318				10/507,392		
(Use	several sheets if necessary	y)	Applicant						
PTO Form 1449			Fumitsugu FUKUYO et al. Filing Date: April 8, 2005				Group Art Unit:		
							2812		
		U.S. PAT	FENT DO	OCUMENTS					
*Examiner	Document		<u> </u>				Sub		
Initial	Number	Date		Name		Class	Class	Filing Date	
	5,641,416	June 24, 1	997	Chadha 000 Jin et al. Fukuyo et al.		-	-		
	6,121,118	Septembe	r 19, 2000			-	-		
	2006/0160331	July 20, 2	006			-	-		
					<u> </u>				
			PATENT	DOCUMEN	TS	T			
	Document					Sub	<u>Translation</u>		
	Number		ate	Country	Class	Class	YES	NO	
							<u> </u>		
							Į		
						<u> </u>			
				1					
	, ,								
	· .								
aminer			<u></u>						
0.000.000	/Elias l			Date Conside	erea o	8/16/2008	ş		